

Journal of Legal, Ethical and Regulatory Issues 2016 vol.19 NSpecialIssue, pages 63-68

Comparative legal characteristics of franchising institute in Russia and abroad

Musabirova D., Yushchenko N.

Kazan Federal University, 420008, Kremlevskaya 18, Kazan, Russia

Abstract

This article is a comprehensive research of terminological definitions of "commercial concession" and "franchising" in the Russian legislation and the legislation of foreign countries. It is methodologically grounded the unification of such concepts as "commercial concession" and "franchising" in the Russian civil law. On the basis of a comparative analysis of domestic and foreign rules of law it is identified the logical-conceptual approach to the development of such concept as "franchising". It is established that the basic concepts in the field of commercial concession in order to eliminate a terminological confusion should be subjected to systematization as standard and mandatory to use in the regulatory legal acts of the Russian Federation (RF). It is scientifically grounded the unification of such concepts as "commercial concession" and "franchising" in the Russian civil law. It is given the author's definition of such concept as "franchising".

Keywords

Civil law, Commercial concession, Franchising, Intellectual property, License agreement